

COUNTY OF



ALLEGHENY

RICH FITZGERALD  
COUNTY EXECUTIVE

February 26, 2019

Jon Moss  
c/o Muck Rock News  
Dept. MR67424  
411A Highland Avenue  
Somerville, MA 02144-2516

[67424-21092917@requests.muckrock.com](mailto:67424-21092917@requests.muckrock.com)

Re: RTK – Final Response

Dear Mr. Moss:

This is in response to your attached request for records made pursuant the Pennsylvania Right-to-Know Law (RTKL). This Office received your request on January 15, 2019 and notified you on January 23, 2019 that an extension of time to respond to your request was necessary due to bona fide staffing limitations.

You requested the following:

*Telephone call logs for Mike Peairs, of the Allegheny County Police, between December 8, 2017 and December 23, 2017.*

Your request must be respectfully denied because the County does not have any records responsive to your request. Section 705 of the RTK Law states in part that “an agency is not required to create a record that does not exist.” Because the County does not have records responsive to your request, no records can be made available. Therefore, under Section 705 of the RTK Law, your request for these records must be denied.

Pursuant to Section 1101 of the RTKL, a party denied access to a requested record may file a written appeal of the denial with the Pennsylvania Office of Open Records (“OOR”) within fifteen (15) business days of the mailing date of the local agency’s response. The OOR’s address is:

Pennsylvania Office of Open Records  
333 Market Street - 16th Floor  
Harrisburg, PA 17126-0333

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JERRY TYSKIEWICZ, DIRECTOR

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

202 COURTHOUSE • 436 GRANT STREET • PITTSBURGH, PA 15219  
PHONE (412) 350-6109 • FAX (412) 350-4925 • [WWW.ALLEGHENYCOUNTY.US](http://WWW.ALLEGHENYCOUNTY.US)

February 26, 2019

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Sincerely,

A handwritten signature in black ink, appearing to read "Jerry Tyskiewicz". The signature is written in a cursive style with a large initial "J" and a long horizontal stroke at the end.

Jerry Tyskiewicz, Director  
County of Allegheny Open Records Officer

**From:** 67424-21092917@requests.muckrock.com <67424-21092917@requests.muckrock.com>  
**Sent:** Tuesday, January 15, 2019 12:34 PM  
**To:** OpenRecords <OpenRecords@AlleghenyCounty.US>  
**Subject:** Pennsylvania Right to Know Act Request: Peairs Calls

Allegheny County Police Department  
RTK Office  
436 Grant Street  
Pittsburgh, PA 15219

January 15, 2019

To Whom It May Concern:

Pursuant to the Pennsylvania Right to Know Act, I hereby request the following records:

Telephone call logs for Mike Peairs, of the Allegheny County Police, between December 8, 2017 and December 23, 2017.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 5 business days, as the statute requires.

Sincerely,

Jon Moss

Filed via MuckRock.com

E-mail (Preferred): [67424-21092917@requests.muckrock.com](mailto:67424-21092917@requests.muckrock.com)

Upload documents directly: [https://www.muckrock.com/accounts/agency\\_login/allegheny-county-police-department-629/peairs-calls-67424/?uuid-login=abc7f8a7-560f-4e08-a66e-a30393dc27de&email=OpenRecords%40alleghenycounty.us#agency-reply](https://www.muckrock.com/accounts/agency_login/allegheny-county-police-department-629/peairs-calls-67424/?uuid-login=abc7f8a7-560f-4e08-a66e-a30393dc27de&email=OpenRecords%40alleghenycounty.us#agency-reply)

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News  
DEPT MR 67424  
411A Highland Ave  
Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.